



ATTORNEY DOCKET NO. 15006.0009
PATENT

Sector #
#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Ott *et al.*) Group Art Unit: 3734
Serial No. 09/314,052)
Filed: May 18, 1999)
For: "METHOD AND APPARATUS FOR)
CONDITIONING GAS FOR MEDICAL)
PROCEDURES")

RESPONSE TO NOTICE TO FILE MISSING PARTS

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

NEEDLE & ROSENBERG, P.C.
Suite 1200, The Candler Building
127 Peachtree Street, N.E.
Atlanta, Georgia 30303-1811

January 25, 2000

Sir:

In response to the December 1, 1999 Notice to File Missing Parts of Application-Filing

Date Granted, enclosed are:

1. a Declaration executed by the inventors;
2. a Verified Statement Claiming Small Entity Status executed by applicant;
3. a check in the amount of \$904.00, broken down as follows:

\$380.00 - filing fee
459.00 - 51 dependent claims over 20
65.00 - surcharge
\$904.00; and
4. a copy of the Notice.

ATTORNEY DOCKET NO. 15006.0009
SERIAL NO. 09/314,052

We believe the check to be in the correct amount; however, if it is incorrect, the
Commissioner is hereby authorized to charge any deficiency or credit any overpayment to
Deposit Account No. 14-0629.

Respectfully submitted,

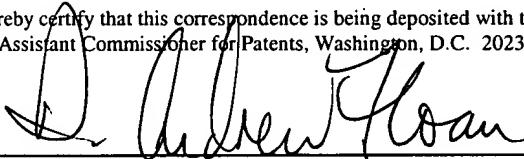
NEEDLE & ROSENBERG, P.C.



D. Andrew Floam
Registration No. 34,597

Suite 1200, The Candler Building
127 Peachtree Street, N.E.
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(404) 688-0770

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed
to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date indicated below.

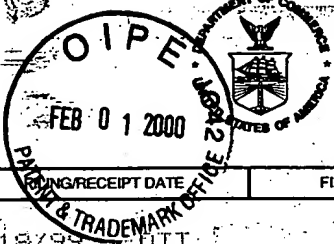


D. Andrew Floam

January 25, 2000
Date

#3

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| | | | |
|--------------------|---------------------|-----------------------|---------------------------|
| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|

09/314,052 05/18/99 DTT 15006.0009

NEEDLE & ROSENBERG PC
SUITE 1200 THE CHANDLER BUILDING
127 PEACHTREE STREET NE
ATLANTA GA 30303-1811

RECEIVED

DEC 06 1999

NOT ASSIGNED

NEEDLE & ROSENBERG

3734

DATE MAILED:

12/01/99

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 1408.

- ☒ 1. The statutory basic filing fee is:
 - ☒ missing.
 - ☐ insufficient.Applicant must submit \$ 760 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- ☒ 2. Additional claim fees of \$ 918, including any multiple dependent claim fees, are required.
 - \$ for independent claims over 3.
 - \$ 918 for 51 dependent claims over 20.
 - \$ for multiple dependent claim surcharge.Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.
- ☒ 3. The oath or declaration:
 - ☒ is missing or unexecuted.
 - ☐ does not cover the newly submitted items.
 - ☐ does not identify the application to which it applies.
 - ☐ does not include the city and state or foreign country of applicant's residence.An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.
- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application does not comply with the Sequence Rules.
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."
- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

J. Stokes
Customer Service Center
Initial Patent Examination Division (703) 308-1202

DOCKETED
By: *J. Stokes* Date: *12/16/99*
Reviewed: *12-9-99*
Name/Date

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/04/2000 CCEFTN 00000021 09314052
01 FC:201 380.00 GP
02 FC:205 65.00 BP
03 FC:203 459.00 DP